

03/08/2010 10:46 FAX 312 427 6863

LADAS & PARRY LLP

RECEIVED
CENTRAL FAX CENTER

0001/0001

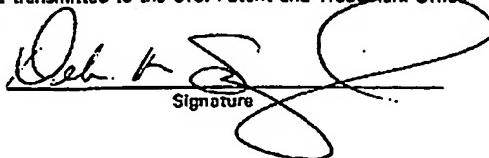
USPTO
SEARCH/EXAMINER
DIVISION

MAR 08 2010

2010 MAR -9 PM 4:36

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. 571-273-8300) on March 8, 2010.

Debra M. Szumowski
Name


Signature

DOCKET: CU-4618

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Stefan G. PIERZYNOWSKI et al

SERIAL NO: 10/562,953

Group Art Unit: 1614

FILING DATE: December 30, 2005

Examiner:
Blakely, III, N.C.

TITLE: USE OF ALPHA-KETOGLUTARIC ACID FOR THE
TREATMENT OF MALNUTRITION OR HIGH PLASMA
GLUCOSE CONDITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ASSERTION OF SMALL ENTITY STATUS
& REQUEST FOR REFUND UNDER 37 CFR 1.28(a)**

Dear Sir:

The applicant claims **SMALL ENTITY STATUS** (see 37 CFR 1.27).

This request for refund is being made within three months of the date of payment of the three month extension fee and RCE fee paid in this application on February 16, 2010.

Please refund one-half of said fees, namely \$960 (\$555 and \$405), and credit the same to our Deposit Account No. 12-0400.

Respectfully submitted,



Attorney for Applicant

Zareefa B. Flener, Reg. 52896
c/o Ladas & Parry LLP
224 South Michigan Avenue
Chicago, Illinois 60604
(312) 427-1300

March 8, 2010

Date

13

02/16/2010 14:29 FAX 312 427 6663

LADAS & PARRY LLP

RECEIVED
CENTRAL FAX CENTER 0015/0015

Application Serial No. 10/562,935
Response to Office Action dated August 17, 2009

FEB 16 2010 PATENT
Docket: CU-4618

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR: Stephan G. Pierzynowski et al.)
APPLICANT Essentys AB) EXAMINER: Blakely III, Nelson
SERIAL NO: 10/562,953) Clarence
FILED: 12/30/2005)) GROUP ART UNIT: 1614
TITLE: Use of Alpha-Ketoglutaric Acid for the Treatment of Malnutrition
or High Plasma Glucose Condition
Attorney CU-4618
Docket No.

Mail Stop RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

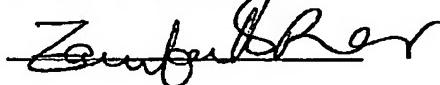
REQUEST FOR A THREE (3) MONTH EXTENSION

Sir:

With reference to the Office Action dated August 17, 2009, the Applicant respectfully requests a three-month extension of the response term. The Commissioner is authorized to charge our Deposit Account No. 12-0400 in the amount of \$1110, to cover the fee for this three (3) month extension, or any required fees in excess of the amount submitted, or credit any overpayment.

Adjustment date: 03/12/2010 SDIRETA1
02/19/2010 JVONG1 00000077 120400 10562953
01 FC:1253 1110.00 CR

Respectfully submitted,



Zareefa B. Flener, Pat. Reg. No. 52,896
Attorney for Applicant

Ladas & Parry, LLP
224 South Michigan Ave.
Suite 1600
Chicago, IL 60604
312/427-1300 x 229
312/427-6668 fax
zflener@ladas.net

02/19/2010 JVONG1 00000077 120400 10562953
01 FC:1253 1110.00 DA

3/12/2010 SDIRETA1 00000009 120400 10562953

2 FC:2253

555.00 DA

14